



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Washington State Patrol

- ☒ Preproposal Statement of Inquiry was filed as WSR 04-21-003 ; or
☐ Expedited Rule Making--Proposed notice was filed as WSR _____; or
☐ Proposal is exempt under RCW 34.05.310(4).

- ☒ Original Notice
☐ Supplemental Notice to WSR _____
☐ Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject) WAC 212-17, Fireworks

Hearing location(s):

April 26, 2005 at 10:00 a.m.:
Super 8 Motel Meeting Room
449 Melva Lane
Moses Lake WA
509-765-8886

April 27, 2005 at 10:00 a.m.:
General Administration Building
210 11th Avenue SW
Olympia WA
360-570-3133

Date: April 26 and 27, 2005 Time: 10:00 a.m.**Submit written comments to:**

Name: Deputy State Fire Marshal Larry Glenn
Address: PO Box 42600
Olympia WA 98504-2600
e-mail Larry.Glenn@wsp.wa.gov
fax (360) 570-3136 by (date) April 25, 2005

Assistance for persons with disabilities: ContactDeputy State Fire Marshal Larry Glenn by April 25, 2005

TTY () _____ or (360) 570-3133

Date of intended adoption: May 24, 2005

(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The purpose is to clarify and amend rules defining the dates of fireworks purchase, possession, and discharge and updating definitions to comply with revised National Fire Protection Association standards. Also, to add rules for the issuance of fines and citations.

Reasons supporting proposal: Most of these revisions/additions were initially submitted as an emergency rule on May 18, 2004. However, these rules need to become permanent in order to comply with RCW 70.77.395.

Statutory authority for adoption: RCW 43.43 and RCW 70.77**Statute being implemented:****Is rule necessary because of a:**

- | | | |
|-------------------------|------------------------------|--|
| Federal Law? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
- If yes, CITATION: _____

DATE**NAME (type or print)**

John R. Batiste

SIGNATURE**TITLE**

Chief

CODE REVISER USE ONLY

CODE REVISER'S OFFICE STATE OF WASHINGTON FILED	
MAR 18 2005	
TIME	11:25 AM
WSR	05-07-102

(COMPLETE REVERSE SIDE)

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

Name of proponent: (person or organization)

- ☐ Private
☐ Public
☐ Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting.....	Deputy State Fire Marshal Larry Glenn	General Administration Building, PO Box 42600; Olympia WA 98504-2600	(360) 570-3133
Implementation.....	Deputy State Fire Marshal Larry Glenn	General Administration Building, PO Box 42600; Olympia WA 98504-2600	(360) 570-3133
Enforcement.....	Deputy State Fire Marshal Larry Glenn	General Administration Building, PO Box 42600; Olympia WA 98504-2600	(360) 570-3133

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

- ☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

- ☒ No. Explain why no statement was prepared.

After a thorough review of the proposed changes by State Asst. Attorney General Jason Richards on March 24, 2004, it was determined that the rule changes to WAC 212-17 would not have a substantial economic impact on small businesses, and therefore no need for the SBEIS to be filed.

Is a cost-benefit analysis required under RCW 34.05.328?

- ☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

- ☒ No: Please explain: Section (5)(b): Does not apply to rules the content of which is explicitly and specifically dictated by statute